

U.S. BANKRUPTCY COURT
Western District of Wisconsin
SECTION 341 MEETING PROCEEDING MEMO AND
STANDING CHAPTER 13 TRUSTEE'S REPORT

IN RE:

Name: Gary L & Betty L Peterson

Case # 22-11787

Debtor Information:

SS#: XXX-XX-8835

Addr: 612 E. Franklin St.
Sparta, WI 54656

County: MONROE

Spouse Information:

SS#: XXX-XX-7472

Addr: 612 E. Franklin St.
Sparta, WI 54656

County: MONROE

Debtor's Attorney: GREG P. PITTMAN

Date Filed: 11/08/2022

341 Meeting Date: 12/07/2022 Adjourned 341 Date:

Schedules Filed:

Tape #: 12, 18

Plan Filed: 11/08/2022

Amd Plan Filed: 11/08/2022

Appearances: Debtor: dl,ss,vf, yy

Attorney: y

Creditors: Atty Addis for State Bank Financial - no ques atm, will em with Atty issues

1. INFORMATION WHICH WOULD MAKE DEBTOR'S STATEMENTS AND SCHEDULES MORE ACCURATE:

A. New Employment: _____

B. New Address: _____

C. Other: _____

2. ELIGIBILITY / DEBT ANALYSIS:

A. Eligible under Section 109(e)? Y

B. Analysis of Scheduled Debt:

Attorney	3,565.00
Unsecured	58,361.25
Refund	0.00
Secured	43,734.00
Case Costs	0.00
Total Debt	<u>105,660.25</u>

C. Does Debtor have Regular Income? Y

D. Prior Bankruptcies: _____

E. DSO's: Y _____ N _____

F. Tax Returns

TAX AFFIDAVIT STATES ONLY INCOME WAS SSI SO NOT REQUIRED TO FILE IN 2021

G. Self Employment

Is Debtor Self Employed? N
Does Debtor Incur Trade Debt? Y _____ N _____
Did Debtor Complete Business Trade Questionnaire? Y _____ N _____
Will a Monthly Operating Report be Required? Y _____ N _____

3. MONTHLY BUDGET:

Budgeted Income	3340.00	Available for Plan	770.00
Budgeted Expenses	2570.00	Plan Payments	765.00
Available for Plan	770.00	Excess	5.00

A. Does Budget appear reasonable? N

-Tee PAYS HOME MORTGAGE, DEBTORS PAY TAXES/INSURANCE
-\$0 VEHICLE INSURANCE

B. Means Test: Is all disposable income applied? (Sec 1325(b)(1)(B)) Y

-STATUS OF PI CLAIM ON SHCEDULE B, VALUE "UNKNOWN"

C. Will debtor be able to make all payments under the plan and comply with the plan? (Sec 1325(a)(6)) Y

-2006 VEHICLE, RELIABLE? -not really - will discuss with atty

4. PLAN:

A. Number of months the Plan is expected to last: 60

Payment Start	Payment End	Payment Amount	Frequency	Source
12/8/2022	12/7/2027	765.00	MONTHLY	DEBTOR

B. Total to be paid into the Plan: 45900.00

C. Approximate percentage to Unsecureds: 0

D. Source of Income: SOCIAL SECURITY

Spouse income: SOCIAL SECURITY

E. Wage Order Sent To: DEBTOR yesterday via TFS

F. Payments received to Date: \$0.00

Will debtor commence payments within 30 days after the plan has been filed? Y

G. Has the plan been proposed in good faith and not any means forbidden by law? (Sec 1325(a)(3))Y

If "No", plan cannot be confirmed.

H. Attorney Fee Requested 4000.00 Paid to Date: 435.00

Balance Due Under Plan 3565.00 Approximate months to pay: 34.00

Trustee recommends amount requested? Y

If no, amount the Trustee recommends:

I. Does the Plan Properly Classify Debts? Y

J. Does the plan provide for curing of default or payment in full of Secured Debt? (Sec 1325(a)(5))N

-REWRITING HOME MORTGAGE WITH A TERM OF 84 MONTHS, DEBTORS TO RESUME IN
MONTH 61 - note no claim at the moment; bar date 1-17

K. Does the plan provide for full payment of Priority Debt? Y

-NONE

L. Was a Liquidation

Analysis Provided By the Debtor? (Sec 1325(a)(5))	Under Chapter 7	Under Chapter 13
N	Assets: 189775.00	Total Paid To Plan: 45900.00
Unsecureds Do Better Under Chapter: 13	Admin, Security: 47299.00	A.S.P. Debt: 47299.00
	Priority (ASP) 47299.00	Less Direct: 0.00 47299.00
	Exemptions: 196041.00	Trustee Fee on Net A.S.P: 2489.42
	Available for UnSec: -53565.00	Amt Avail for Unsec: -3888.42

5. CLAIMS AND OBJECTIONS

Secured

STATE BANK FINANCIAL	Scheduled for: 43,734.00	Filed for: 0.00
Claim Ref Number: 16	Scheduled as: Secured	Filed as: Not Filed
Reason: mortgage homestead: 612 E Franklin St		Filed date:
Objection Filed? No		

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US BANKRUPTCY COURT	Scheduled for: 0.00	Filed for: 0.00
Claim Ref Number: 4	Scheduled as: Case Costs	Filed as: Not Filed
Reason:		Filed date:
Objection Filed? No		

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DEBTOR	Scheduled for:	Filed for:
Claim Ref Number: 2	Scheduled as: Refund	Filed as: Refund
Reason:		Filed date: 11/8/2022
Objection Filed? No		

DEBTOR	Scheduled for: 0.00	Filed for: 0.00
Claim Ref Number: 3	Scheduled as: Refund	Filed as: Not Filed
Reason:		Filed date:
Objection Filed? No		

Attorney

GREG P. PITTMAN	Scheduled for: 3,565.00	Filed for:
Claim Ref Number: 1	Scheduled as: Attorney	Filed as: Not Filed
Reason:		Filed date:
Objection Filed? No		

6. TRUSTEE RECOMMENDATIONS:

Does Trustee Recommend Confirmation? N

Trustee Comments:

{ 3A, 4J }
- MISSING RECORDED MORTGAGE
- \$0 VEHICLE INSURANCE
- REWRITING HOME MORTGAGE WITH A TERM OF 84 MONTHS, DEBTORS TO RESUME IN
MONTH 61-creditor has not accepted this treatment atm

Date Completed: 12/08/2022

/s/

Mark Harring
Standing Chapter 13 Trustee